

1906-019
Lee Co.

Chancery Causes: P. F. Chance vs. W. R. Wood &

Nat lock

CA-Debt
T-Property

-Deed

To the Honorable H.A.W.Skeen, Judge of the Circuit Court of Lee County, Virginia:

Humbly complaining, sheweth unto your honor, your complainant P.F.Chance, would respectfully represent and shew unto your honor; that on the ____ day of ____ 1902, he obtained a judgment in the Circuit Court of Lee County, Va. against the defendant W.R.Wood for the sum of one hundred and sixty five dollars (\$165.) with interest from the 8th day of February, 1902, until paid and \$7.96 costs, an attested copy of said judgment is here filed marked "A" and asked to be treated as part of this bill; that on the 23rd day of July 1902, an execution issued on said judgment, directed to the Sheriff of Lee County, which was on the 18th day of August 1902 returned, "Not executed no property found, this Aug. 18 1902, I.P. Ely D.S. for W.J.Mileham S.L.C.".

Your complainant alleges that his aforesaid judgment is yet justly due and unpaid; that he on the th25 day of July, 1902, had his said judgment, aforesaid duly docketed in the "Judgment Lien docket" in the County Court Clerk's office of Lee County Va. and also properly indexed, an attested copy of said docketing and indexing is here filed, marked "B" and asked to be treated as part of this bill.

Your complainant would now represent and show your honor, that his said judgment is a valid subsisting lien on two certain tracts or parcels ^{of land} situated in Lee County Va. on the waters of Yellow branch, and is more particularly described in two deeds copies of which are here filed marked "1" & "2" and asked to be treated as part of this bill; that this land was conveyed to W.R.Wood by Henry Long and B.B.Langford and wife, and was sold and conveyed to one William Matlock, but said Matlock failed to have his deed recorded till after, the docketing of your complainant's said judgment an attested copy of said Matlock's deed ^efrom W.R.Wood is here filed marked "Wood" and asked to be treated as part of this bill, and from inspection your honor will see that said deed was admitted to record August the 9th' 1902, several days after the docketing of complainant's said judgment. Your complaint would further show that William Matlock has sold the aforesaid tract of land to his brother Brownlow Matlock who is now in the possession of the said

land;that said land will rent for enough in /5 years to pay said debt.

The object therefore of your complainant bill is to enforce the lien of his judgment aforesaid,against the lands herein described and to that end,he prays that W.R.Wood.William Matlock,and Brownlow Matlock,be made parties defendant to this bill and answer the same but not on oath;that being specially waived;that said lands aforesaid be rented to pay your complainant'said judgment ,but if it will not rent for enough in five years to pay your complainants judgment,then in that event;that the same be sold ,and for all other and further relief generally,as the nature of his case may require or to equity may seem meet,and he will ever pray,&c.

M. H. Ely

P.Q.

This deed made this the 22nd day of August 1882 between Henry P. Long, of the first part and Wm. R. Wood of the second part; Witnesseth that the said Henry P. Long for and in consideration of the sum of Ninety dollars in hand paid and secured to be paid the receipt whereof is hereby acknowledged hath bargained and sold and does by these presents bargain sell convey and deliver unto the said Wm. R. Wood a certain tract or parcel of land lying and being in Lee county state of Va. and lying on Yellow branch and being a part of the land assigned said Long out of his fathers estate described in Plat No. 2 Lot No. 5 and bounded as follows; towit; Beginning at a hickory, chestnut, 2 post oaks and five dogwoods all bushes corner to the 6 lot running thence S 34° E 33 poles to a spanish oak and double post oak corner to the 4 lot and with a line thereof S 55 --200 poles to a buckeye to two chestnuts and hickory all bushes on a steep hill corner to the 4 lot on a line of Newton Hamblens land and with his line N 66 W to a stake corner to the 6 lot and with a line thereof N 50° E 208 poles to the beginning estimated to contain 26 acres more or less and the said Henry P. Long covenants with the said Wm. R. Wood that he warrants generally the land hereby conveyed. Be it understood that a lien is hereby retained on said land for the deferred payments.

Witness the following signatures and seals.

Henry P. Long (seal)

State of Virginia Lee County towit;

I J. A. G. Hyatt Comr. in Chcy. for the Court for the county aforesaid do certify that Henry P. Long whose name is signed to the foregoing deed bearing date on the 22nd day of August 1882 personally appeared before me in my county aforesaid and acknowledged the same to be his act and deed for the purposes therein specified.

Given under my hand this the 22nd day of August 1882.

J. A. G. Hyatt Comr. &c

Virginia Lee County Court Clerk's Office the 19th day of June 1883.

The foregoing deed bearing date August 22nd 1882 between Henry P. Long of the first part and Wm. R. Wood of the second part both of Lee County Va.

was this day admitted to record upon the certificate of J. A. G. Hyatt, a
Commissioner in Chancery for the county court of Lee County Va.

Teste; John R. Gibson Clerk.

A Copy Teste; B. M. Morgan-----Clerk.
(D. B. No. 20 page 256)

Henry P. Long
To { Deed
Wm R. Wood

Copy

(2)

Clerk, 50

This deed made this 11th, day of November 1882 between B .B. Lankford and Julyan Lankford his wife of Lee County Va. of the first part and W.R. Wood of Lee Co. Va. of the second part. Witnesseth that for and in consideration of the sum of one hundred dollars in hand paid by the party of the second part to the party of the first part, the receipt of which is hereby acknowledged that the party of the first part hath this day bargained and sold and by these presents doth grant bargain sell and convey unto the party of the second part a certain tract or parcel of land lying and being in Lee Co. Va. and lying on yellow branch and is the same lot of land that was assigned to Precious Long by commissioners out of the lands of James Long deceased and is known as lot ^{No. 6 on Plat} No. 2 and represented by the figures 6.5.35:13,12,11,10,9,8,7,6 and is bounded as follows Viz; Beginning at a Spanish oak and running thence S 34 E 27 poles to a hickory chestnut 2 post oaks and 5 dogwoods all bushes corner to the fifth lot, and running thence with a line thereof S 50 W. 208 poles to a Stake on a hill side, thence N 66 W, to a sugar-tree on a steep hill side, thence N 79 E, 26 poles to a stake at the fork of a branch thence N 70 E, 65 poles to a poplar & thence N 25 E 16 poles to a white oak in a hollow thence N 27 E, 21 poles to a black oak in the same hollow thence N 32 E 30 poles to a Black---thence N 55 E 31 poles to a black oak, thence N 49 E 56 poles to the Beginning Estimated to contain 29 acres to have and to hold the said tract or parcel of land to him the said W.R. Wood and his heirs forever with all the appurtenances thereto belonging, and we the said B.B. Lankford and Julyan Lankford his wife do covenant that we will warrant generally the land hereby conveyed, witness the following signatures and seals the day and date first above written.

Signed) B.B. Lankford (Seal)
her

Signed) Julyan X Lankford (Seal)
mark

Virginia, Lee County to-wit;-

We D.J. Gilbert and N.M. Scott Justices of the Peace for the county of Lee and State of Virginia, do certify that B.B. Lankford whose name is signed to the writing above bearing date of November 11th, 1882. personally appeared

before us in the county and State aforesaid and acknowledged the same to be his own act and that he dos not wish to retract it. Given under our hands this the 11th, day of November 1882.

Signed) D.J. Gilbert J.P.

Signed N.M. Scott J.P.

Virginia, Lee Co. Va. to-wit;

We D.J. Gilbert & N.M. Scott Justices of the Peace for the County of Lee and State of Virginia, do certify that Julyan Lankford wife of B.B. Lankford whose names are signed to the above writing bearing of Nov, 11th, 1882, personally appeared before us in the county aforesaid and being examined by us separate and apart from her husband and having the writing aforesaid fully explained to her, she the said Julyan Lankford acknowledged the said writing to be her act and declared that she does not wish to retract the same. Given under our hands this 11th, day of November 1882.

D.J. Gilbert, J.P.

N.M. Scott, J.P.

Virginia Lee County Court Clerks Office the 19th, day of June 1883.

The foregoing deed bearing date November 11th, 1882 between B.B. Lankford of the first part, and W.R. Wood of the second part, both of Lee County Va. was this day admitted to record upon the certificates of D.J. Gilbert and N.M. Scott two Justices of the peace for Lee County Va.

Teste; John R. Gibson Clerk.

A Copy, Teste; B. M. Morgan -- Clerk.
(D.B. No. 20, Page, 235)

B. B. Lauckford
To Deed
W. R. Wood

Copy

(1)

Clerk .50

to the writing above bearing date of February 24th 1883, personally appeared before us in the County and State aforesaid and acknowledged the same to be his own act and that he does not wish to retract the same. Given under our hands and seals, this the 3 day of March 1883.

D. J. Gilbert (J. P.)

N. M. SCOTT (J. P.)

Virginia, Lee County to-wit;

WE, D. J. Gilbert & N. M. Scott Justices of the Peace for the County of Lee and State of Virginia, do certify that Jemima ^{C.} Wood wife of W. R. Wood whose name is signed to the above writing bearing date of Feb. 24th 1883 personally appeared before us in the County and State aforesaid, and being examined by us privily and apart from her husband and having the writing aforesaid fully explained to her she the said Jemima C. Wood acknowledged the said writing to be her own act and she declared that she does not wish to retract the same. Given under our hands and seals, this the 3 day of March 1883.

D. J. Gilbert (J. P.)

N. M. Scott (J. P.)

Virginia, Lee County to-wit;

In the office of the Clerk of the County Court for said County, the 4th day of August 1902. This deed was presented and together with the certificates thereof annexed, admitted to record at 8;30 o'clock A. M.

Teste; B. M. Morgan, Clerk.

A Copy Teste; B. M. Morgan -----Clerk.
(D. B. 39 page 196)

W. R. Wood wife
H. T. Deed
William Matlock

Copy

"Wood"

Clerk 50 cts.

Judgment Lien Docket

Date of Judgment	By what Court rendered	Time of Docketing	Names and Description of Parties	Debt, Damages, Interest and Cost	Amount and Date of Credits
June Term 1902	Circuit Court Lee County	July 23 rd 1902	P. F. Chance vs W. R. Wood Plaintiff } In Debt Defendant	Judgment for \$165.00 with interest from the 8 th day of February 1902, until paid and also \$7.96 costs + 23- for C. C.	

Virginia - In Lee County Court Clerks Office:

I, B. M. Morgan, Clerk of said Court, do certify that the foregoing is a true copy of a Judgment in favor of P. F. Chance against W. R. Wood, as appears of record on Judgment Lien Docket No 4 page 36 of Lee County Court, and that the same is properly indexed in the name of W. R. Wood said defendant. Given under my hand this 20th day of Sept, 1902.

Teste: B. M. Morgan clerk.

"B"

6 lerk 23-cts

atty \$15.00
 Shuff 1.50
 Court clerk 2.00
 C. C. 3.40
 Est. 2.50
 \$26.40

Plffs costs 8.03
 Clerk 5.81
 Tax 1.80
 Shuff 1.50
 Co Clerk 2.00
 atty 15.00
 Estimated 3.00
 \$28.81

Every Clerk \$5.38

184
 P. F. Chance Plff.
 vs. E. Bill in Chancery
 W. R. Wood and others def.

1902, 1st Oct rules bill
 filed Spa executed and
 L. N.
 " 2nd Oct rules D. N. Confd
 + Cause set for hearing

Decree final
 May Term 1906.

P. H. Chance, Plff.

vs. ~~W. R. Wood~~ In Chancery.

W. R. Wood et al. Deft.

This cause came on this day to be heard upon the papers formerly read in the cause, the report of commissioners mysteriously showing that the decree in favor of P. H. Chance vs. W. R. Wood - had been fully paid by Brownlow Matlock. And was argued by Counsel.

On consideration of which, the court doth adjudge order and decree that Brownlow Matlock be substituted to all the rights and claims of P. H. Chance, and that, Brownlow Matlock, recover of W. R. Wood the sum of \$1172⁹⁶ with interest on \$165⁰⁰ part thereof till paid and the entire costs of this suit, to be taxed by the clerk for which execution may issue and nothing further remaining to be done, this cause is stricken from the docket.

P. F. Chance Off.
as,

W. R. Wood, Dept,

Entered in C.O.B.
#8, page 153 &c.

Enter this

J. A. W. Shure

May. 22-1906-

Peter F.Chance..... Plaintiff.

vs.

W.R.Wood et al Defendants.

This cause came on this day to be heard upon the bill of the Complainant and exhibits filed therewith, and process duly executed on the defendants W.R.Wood, William Matlock, and Brownlow Matlock and was argued by counsel; On consideration of which said defendants failing to appear plead, answer or demur said bill is taken for confessed, and it is therefore adjudged, ordered and decreed that P. F.Chance recover of the defendant W.R.Wood the sum of \$172.96, with interest on \$165.00 from the 8th day of February, 1902 until paid, and the costs of this suit; and the Court being of opinion that the plaintiff's judgment is a lien on the lands described in said bill and exhibits filed therewith, it is further adjudged, ordered and decreed that M.G.Ely who is hereby appointed a special Commissioner for the purpose will rent the lands in the bill and proceedings mentioned for ^{the least number of years} ~~a term~~ not exceeding five years, for a sum sufficient to pay ~~said~~ the recoveries herein. Said sale shall be made at public auction at the front door of the Courthouse, on some court day, after having advertised the same by written notices posted at the front door of the Courthouse and in the vicinity of said land. Said renting shall be on a credit of one, two, three, four and five years, except a sum sufficient to pay the costs of suit and Commissions on this sale which will be required to be paid down, and for the residue the purchaser will be required to give notes with good and approved personal security. And said Commissioner before acting hereunder shall execute before the Clerk of this Court bond with approved security in the sum of \$200.00 conditioned according to law. And this cause is continued.

P. H. Chance Refs
vis. E. Dene 210-1
W. R. Wood and others

Cent. Co. B, No. 7. P.
162,

Enter this

H. A. W. Sherr

Nov. 6th 1904

Virginia,

At a circuit court continued and held for Lee County at the court-house thereof on Thursday the 6th., day of November 1902.

Peter F. Chance-----Plaintiff,

vs.

In chancery

W. R. Wood et als-----Defendants.

This cause came on this day to be heard upon the bill of the Complainant and exhibits filed therewith, and process duly executed on the defendants W. R. Wood, William Matlock, and Bronlow Matlock and was argued by counsel; On consideration of which said defendants failing to appear to plead answer or demur said bill is taken for confessed, and it is therefore adjudged ordered and decreed that P. F. Chance recover of the defendants W. R. Wood the sum of of \$172.96, with interest ~~for~~ ^{judgment is} \$165.00 from the 8th day of February 1902 until paid and the costs of this suit; and the court being of opinion that the plaintiff's claim on the lands described in said bill and exhibits therewith, it is further adjudged ordered and decreed that M. G. Ely who is hereby appointed a Special Commissioner for the purpose will rent the lands in the bill and proceedings mentioned for the least number of years not exceeding five years, for a sum sufficient to pay the recoveries herein. Said sale shall be made at public auction at the front door of the court house, on some court day, after having advertised the same by written notices posted at the front door of the court house and in the vicinity of said land. Said renting shall be on a credit of one, two, three, four and five years, except a sum sufficient to pay the costs of this suit and Commissions on this sale which will be required to be paid down and for the residue the purchaser will be required to give notes with good personal and approved security. And said Commissioner before acting hereunder shall execute bond before the clerk of this court bond with approved security in the sum of \$200.00 conditioned according to law. And this cause is continued.

*A copy
Teste; A.B. Munsey Clerk*

Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That of the goods and chattels of W. R. Wood

Clerk 3.71
Tax 1.00
Selling 50
Rent 2.50
Co. 2.80
\$7.96
32.42
40.38

in your bailiwick, you cause to be made \$165.00 One hundred and
sixty five dollars

with interest at the rate of six per centum per annum, from the 8th day of February
1902 until paid, which P. F. Lechance

late in our Circuit Court of the County of Lee, has recovered against the said W. R. Wood,
as well for a debt as interest thereon; also \$7.96

Seven dollars and ninety six cents, which to the said
P. F. Lechance in the same court were adjudged for his costs
by him about his suit in that behalf expended, whereof the said W. R. Wood
is convict as appears to us of record. And how you shall have executed this
writ make known at the rules to be holden in the clerk's office of our said Circuit Court on
the 1st Monday in October next. And have then there this writ.

Witness, A. B. MUNSEY, Clerk of our said court, at the court-house, this 23rd day of
July 1902, and in the 126th year of the Commonwealth.

A. B. Munsey Clerk

E. B. No. 6 p. 36

P. F. Lechance

vs.

}

FI. FA.

IN DEBT.

W. R. Wood

p. q.

Came to hand July 28th

1902, at 7 o'clock a. M.

W. J. Milham, S. L. C.

To 1st October Rules, 1902

Circuit Court,

Judgt June Term 1902

O. B. No. 5 p. 132

Not Excepted no
 property found this
 Aug 18 1902 D. O. Ely S. L. C.
 for W. J. Milham S. L. C.

The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon W. R. Wood, William
Matlock and Brownlow Matlock

to appear at the Clerk's office of the Circuit Court of the County of Lee, at rules to be
held for the said court, on the 1st Monday in October, 1902, to answer a
bill in chancery exhibited against them in our said court by
P. F. Leance

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court,
at the court-house, the 25th day of August, 1902, and in the 127th
year of the Commonwealth.

A. B. Munsey, Clerk.

Executed Sept 14 1902 by delivering an
attested office copy to Fernima Wood her
being W.R. Wood wife and a member of the
family above the age of 16 years and by
Explaining its purports to her and the said
W.R. Wood not being found at his usual
place of abode

D. P. Ely D. J.
for W. J. Miltham & L. G.

P. F. Chance,

vs.

SUBPOENA
IN CHANCERY.

W. R. Wood et al.

M. G. Ely p. q.

To 1st October Rules.

1902, Circuit Court.

Serve copy on
W. R. Wood